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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

GREGORY OLIVER, II,

Plaintiff,

vs.

CITY AND COUNTY OF SAN
FRANCISCO, a municipal corporation;
HEATHER FONG, in her capacity as
Chief of Police for the CITY AND
COUNTY OF SAN FRANCISCO; JESSE
SERNA, individually, and in his capacity
as a police officer for the CITY AND
COUNTY OF SAN FRANCISCO; and
San Francisco police officers DOES 1-25,
inclusive,

Defendants.

Case No. C07-02460 JL

**STIPULATION AND ~~PROPOSED~~
ORDER CHANGING CERTAIN
PRETRIAL DEADLINES**

WHEREAS under the Court's standing pretrial order, pretrial submissions are due 20 days before the pretrial conference, i.e., on February 26, 2009, and responses to pretrial submissions are due 9 days before the pretrial conference, i.e., on March 9, 2009.

WHEREAS lead counsel for defendants, Deputy City Attorney Scott Wiener, has a long-planned vacation out of the country scheduled for February 12 through February 27, 2009, meaning that Mr. Wiener will be unavailable to participate in the process of preparing and submitting pretrial submissions for the February 26 deadline;

WHEREAS counsel for Plaintiff is not in a position to finalize pretrial submissions before Mr. Wiener's vacation;

AND WHEREAS the parties believe that a slight modification of the submission deadlines will not impact the ability of the Court and the parties to conduct a meaningful pretrial conference on March 18;

THE PARTIES HEREBY AGREE AND STIPULATE, subject to the Court's approval, that the pretrial submissions normally due 20 days before the pretrial conference will be due on March 4, 2009, and that the pretrial submissions normally due 9 days before the pretrial conference will be due on March 11, 2009.

Dated: January 21, 2009

DENNIS J. HERRERA
City Attorney
JOANNE HOEPER
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SCOTT D. WIENER
MEGHAN K. HIGGINS
Deputy City Attorneys

-s/- Scott D. Wiener
By: _____
SCOTT D. WIENER
Attorneys for Defendants

1 Dated: January 21, 2009

2 LAW OFFICES OF JOHN BURRIS

3 -/s/- Ben Nisenbaum

4 By: _____
5 BEN NISENBAUM

6 Attorneys for Plaintiff GREGORY OLIVER, II

7 **Pursuant to GO 45, the electronic signatory has
8 obtained approval from this signatory.*

9 **ORDER**

10 Based on the parties' stipulation, the Court hereby orders that the pretrial submissions
11 normally due 20 days before the pretrial conference will be due on March 4, 2009, and that the
12 pretrial submissions normally due 9 days before the pretrial conference will be due on March 11,
13 2009.

14 Dated: January 22, 2009

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16 HON. JAMES LARSON
17 UNITED STATES MAGISTRATE JUDGE